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AMENDMENT TRANSMITTAL LETTER

Docket No.
H1139.0107

Application No.
10/038,545-Conf. #7121

Filing Date
October 24, 2001

Examiner
D. J. Lee

Art Unit
2633

Applicant(s): Katsumi Tomioka

Invention: OPTICAL SUBSCRIBER SYSTEM AND TRANSMISSION LINE DISTANCE MONITORING METHOD

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED						
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate		
Total Claims	12	- 20 =	0	x	50.00	0.00
Independent Claims	2	- 3 =	0	x	200.00	0.00
Multiple Dependent Claims (check if applicable)				<input checked="" type="checkbox"/>		0.00
Other fee (please specify):						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:						0.00

☒ Large Entity

☐ Small Entity

☐ No additional fee is required for this amendment.

☐ Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge and credit Deposit Account No. 50-2215
as described below. A duplicate copy of this sheet is enclosed.

☒ Credit any overpayment.

☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Michael J. Scheer
Michael J. Scheer
Attorney Reg. No.: 34,425

Dated: December 23, 2004

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Docket No.: H1139.0107
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Katsumi Tomioka

Application No.: 10/038,545

Art Unit: 2633

Filed: October 24, 2001

Examiner: Lee, David J.

For: OPTICAL SUBSCRIBER SYSTEM AND
TRANSMISSION LINE DISTANCE
MONITORING METHOD

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated October 4, 2004, please amend the
above-identified U.S. patent application as follows:

Remarks/Arguments begin on page 3 of this paper.

FEE CALCULATION

Any additional fee required has been calculated as follows:

____ If checked, Small Entity status is claimed:

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	Additional Fee
Total	12	- 20 =	0	X 50.00	\$0.00
Independent	2	- 3** =	0	X 200.00	\$0.00
First presentation of Multiple Dependent Claim(s) (\$300.00)					\$0.00
TOTAL					\$0.00

*not less than 20

** not less than 3

No additional fee is required.

In the event a fee is required or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 50-2215.

CONTINGENT EXTENSION REQUEST

If this communication is filed after the shortened statutory time period had elapsed and no separate Petition is enclosed, the Commissioner of Patents and Trademarks is petitioned, under 37 CFR 1.136(a), to extend the time for filing a response to the outstanding Office Action by the number of months which will avoid abandonment under 37 CFR 1.135. The fee under 37 CFR 1.17 should be charged to our Deposit Account No. 50-2215.